

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

US FOODS, INC., a Delaware corporation,)
)
)
Plaintiff,)
)
)
v.) Case No. 1:23-cv-04790
)
)
BOSTON MARKET CORPORATION, a) Hon. Manish S. Shah
Delaware corporation, ENGAGE BRANDS,)
LLC, a Delaware limited liability corporation,)
and JIGNESH N. PANDYA, IV, an)
individual,)
)
)
Defendants.)

STATEMENT OF ADDITIONAL FEES AND INTEREST

US Foods, Inc. (“US Foods”), by and through its undersigned counsel, hereby submits this statement of additional fees and interest in support of its motion for entry of default and default judgment (the “Motion for Default Judgment”) (ECF No. 17) against defendants Boston Market Corporation (“Boston Market”), Engage Brands, LLC (“Engage Brands”), and Jignesh N. Pandya, IV (collectively, the “Defendants”).

1. As to Count I, US Foods is entitled to final judgment in the amount of \$1,856,085.12, which includes \$1,538,418.75 in principal (ECF No. 17 ¶ 23), \$253,938.09 in interest through the date of the Motion for Default Judgment (*id.* ¶ 25), and \$63,728.28 in additional per diem interest through February 1, 2024. *See* Summary of Judgment Debts, attached hereto as Exhibit 1.

2. As to Count II, US Foods is entitled to final judgment in the amount of \$1,856,085.12, which includes \$1,538,418.75 in principal (ECF No. 17 ¶ 23), \$253,938.09 in interest through the date of the Motion for Default Judgment (*id.* ¶ 25), and \$63,728.28 in

additional per diem interest through February 1, 2024. See Summary of Judgment Debts, attached hereto as Exhibit 1.

3. As to Count III, US Foods is entitled to final judgment in the amount of \$12,049,703.00, which includes \$10,504,517.30 in principal (ECF No. 17 ¶ 33), \$807,400.17 in Deferred Interest (*id.* ¶ 34), \$481,457.04 in late charges through the date of the Motion for Default Judgment (*id.* ¶ 35), \$120,873.48 in additional per diem late charges through February 1, 2024 (Exhibit 1), attorneys' fees, costs, and expenses of \$123,332.40 (*see* Supplemental Declaration of David J. Doyle, attached hereto as Exhibit 2), and \$12,122.61 in interest on attorneys' fees, costs, and expenses (*id.*).

4. As to Count IV, US Foods is entitled to final judgment in the amount of \$12,049,703.00, which includes \$10,504,517.30 in principal (ECF No. 17 ¶ 57), \$807,400.17 in Deferred Interest (*id.*), \$481,457.04 in late charges through the date of the Motion for Default Judgment (*id.*), \$120,873.48 in additional per diem late charges through February 1, 2024 (Exhibit 1), attorneys' fees, costs, and expenses of \$123,332.40 (Exhibit 2), and \$12,122.61 in interest on attorneys' fees, costs, and expenses (*id.*).

5. As to Count V, US Foods is entitled to final judgment in the amount of \$2,905,472.10, which includes \$2,445,279.25 in principal (ECF No. 17 ¶ 45), \$231,078.89 in interest through November 6, 2023 (*id.* ¶ 24), \$105,781.56 in additional per diem interest through February 1, 2024 (Exhibit 1), and attorneys' fees, costs, and expenses of \$123,332.40 (Exhibit 2).

Dated: January 31, 2024

US FOODS, INC.

By: /s/ David J. Doyle
One of Its Attorneys

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